

FORM PTO-1390  
(REV 10-97)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371**

DATE: October 5, 1999

EXPRESS MAIL LABEL NO.  
EM341130459USATTORNEY DOCKET NO.  
35763/DBPU.S. APPLICATION NO.  
09/381,573INTERNATIONAL APPLICATION NO.  
**PCT/DE98/00853**INTERNATIONAL FILING DATE  
**16.March.1998**PRIORITY DATE CLAIMED  
**18.March.1997**

## TITLE OF INVENTION

**DEVICE FOR CUTTING ANY WIDTH OF WOOD OR OTHER MATERIALS**

## APPLICANT(S) FOR DO/EO/US

**Sven Blum and Peter Herberth**

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ has been transmitted by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/LUS).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)).
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

**Items below concern other document(s) or other information included:**

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A FIRST preliminary amendment.  
☐ A SECOND or SUBSEQUENT preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☐ Small entity claim with a copy of this transmittal letter attached.
17. ☐ International search report.
18. ☐ International preliminary examination report.
19. ☐ Extra set of drawings
20. ☒ Verified Statement Claiming Small Entity Status and Request for Refund
21. ☐

U.S. APPLICATION NO. (If known, see 37 CFR 1.5) <b>09/381,573</b>		INTERNATIONAL APPLICATION NO. <b>PCT/DE98/00853</b>		ATTORNEY DOCKET NO. <b>35763/DBP</b>	
<input checked="" type="checkbox"/> The following fees were submitted: (see Note (1) below) <b>Basic National Fee (37 CFR 1.492(a)(1)-(5)):</b> Search Report has been prepared by the EPO or JPO ..... <b>\$ 840.00</b> International preliminary examination fee paid to USPTO (37 CFR 1.482) ... <b>\$ 670.00</b> No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)) ..... <b>\$ 760.00</b> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... <b>\$ 970.00</b> International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4) ..... <b>\$ 96.00</b>  <b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>				<b>CALCULATIONS</b>	<b>PTO USE ONLY</b>
Surcharge of <b>\$130</b> for furnishing the oath or declaration later than <input checked="" type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$	
<b>Claims</b>	<b>Number Filed</b>	<b>Number Extra</b>	<b>Rate</b>		
Total Claims	<b>16<sup>+4</sup></b> -20=	<b>0</b>	<b>X \$18</b>	\$	
Independent Claims	<b>1</b> -3=	<b>0</b>	<b>X \$78</b>	\$	
Multiple dependent claim(s) (if applicable)			<b>+ \$260</b>	\$	
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$	
Reduction by 1/2 for filing by small entity, if applicable. Verified Small entity statement must also be filed. (Note 37 CFR 1.9, 1.27, 1.28).				\$	
<b>SUBTOTAL =</b>				\$	
Processing fee of <b>\$130</b> for furnishing the English translation later than <input checked="" type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	
<b>TOTAL NATIONAL FEE =</b>				\$	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). <b>\$40.00</b> per property				\$	
<b>TOTAL FEES ENCLOSED =</b>				\$	
<b>Note (1): The basic national fee must be paid when filing this application. The 20-month time limit (37 CFR § 1.494) and 30-month time limit (37 CFR § 1.495) are not extendable.</b>				Amount to be: refunded	\$
				charged	\$
<p>a. <input type="checkbox"/> A check in the amount of \$_____ to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$_____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>03-1728</u>. A duplicate copy of this sheet is enclosed.</p> <p><b>NOTE (2): Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</b></p> <p>SEND ALL CORRESPONDENCE TO:</p> <p><b>D. Bruce Prout</b>  <b>CHRISTIE, PARKER &amp; HALE</b>  <b>P.O. Box 7068</b>  <b>Pasadena, CA 91109-7068</b></p> <p style="text-align: right;">By <u><i>D. Bruce Prout</i></u>  <b>D. Bruce Prout</b>  <b>Reg. No. 20,958</b></p>					

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09/381573 PATENT #2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*This paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" under 37 CFR § 1.10 Mailing Label No. EM341130459US*

Applicant : Sven Blum, et al.  
Application No. : 09/381,573  
Filed : September 17, 1999  
Title : DEVICE FOR CUTTING ANY WIDTH OF WOOD OR  
OTHER MATERIALS

Grp./Div. : To Be Determined  
Examiner : To Be Determined

Docket No. : 35763/DBP/M521

**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS  
AND REQUEST FOR REFUND**

Commissioner of Patents & Trademarks  
Washington, D.C. 20231

P.O. Box 7068  
Pasadena, CA 91109-7068  
October 5, 1999

Commissioner:

Applicant hereby submits a Small Entity Declaration verifying small entity status for the above-identified application. The application was filed on September 17, 1999 with the large entity filing fee of \$1,100.00. The excess over a small entity filing fee is \$550.00. Applicant requests a refund of the excess filing fee under 37 CFR § 1.28(a).

Please refund by check with this firm as payee, and indicate our docket number on the check. **A copy of this request is enclosed.**

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By D. Bruce Prout  
D. Bruce Prout  
Reg. No. 20,958  
626/795-9900

DBP/sfc  
Enclosure: Small Entity Declaration  
Copy of this request